

The Gazette of India

PUBLISHED BY AUTHORITY

No. 24] NEW DELHI, SATURDAY, JUNE 20, 1959/JAISTHA 30, 1881

PART II—Section 4

Statutory Rules and Orders issued by the
Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 159, dated 4th June 1959.—In pursuance of sub-section (7) of section 13 of Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Secunderabad, by reason of the acceptance by the Central Government of the resignation of Lt. Col. Manohar Lal.

[No. 19/4/G/L&C/53.]

S.R.O. 160, dated 4th June 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Maj. Y. P. Sethi, as a member of the Cantonment Board, Secunderabad, *vice* Lt. Col. Manohar Lal resigned.

[No. 19/4/G/L&C/53.]

S.R.O. 161, dated 6th June 1959.—In the notification of the Govt. of India in the Min. of Def. S.R.O. No. 107, dated 8th Apl. 1959, published at page 49 of Part II—Section 4 of Gazette of India, dated 25th Apl. 1959, *delete* the words letters and figures "with effect from the 1st April 1959".

[No. F.53/7[G/L&C/59/1574-G/D(C&L).]

CANTONMENT REGULATIONS

S.R.O. 162, dated 8th June 1959.—The following bye-laws for regulating the construction of pavements and culverts within the limits of Dinapore Cantonment framed by the Cantonment Board, Dinapore, in exercise of the powers conferred by clause (28) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), are published for general information, the same having been previously published, and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR REGULATING THE CONSTRUCTIONS OF PAVEMENTS AND CULVERTS WITHIN THE LIMITS OF DINAPORE CANTONMENT

1. Every person intending to construct pavements or culverts in front of his house shall give notice in writing of his intention to the Executive Officer in accordance with bye-law 1 of the bye-laws made by the Cantonment Board for regulating the erection or re-erection of buildings in the Cantonment of Dinapore.

2. The pavement or culvert shall be erected by the owner of the house at his own expense after obtaining the sanction of the Cantonment Board:

Provided that where the pavement or culvert is intended to be constructed on land not belonging to the owner of the house, the Cantonment Board shall not give sanction for such construction unless prior permission has been obtained from the owner of the land concerned and produced before the Executive Officer.

3. The pavement or culvert shall be so constructed as to comply strictly with the rules, bye-laws and the directions of the Cantonment Board.

4. The pavement or culvert shall be used for ingress to and egress from the house and shall not be used for any other purpose.

5. The owner of the house shall at all times at his own expense maintain the pavement or culvert in a proper state of repair to the entire satisfaction of the Cantonment Board.

6. The pavement or culvert shall not be added to or altered unless so directed by, or except with the prior sanction in writing of, the cantonment Board. The expenses of such addition or alteration shall be borne by the owner of the house.

7. If the owner of the house makes any default in carrying out the work in relation to a pavement or culvert as directed by the Cantonment Board or neglects to maintain it in a proper state of repair, the work may be carried out by the Cantonment Board and the expenses shall be recoverable from the owner of the house as arrears of tax.

8. The pavement or culvert shall be removed by the owner of the house at his own expense, should the Cantonment Board require him so to do; and in such an event, the owner of the house shall not be entitled to claim any compensation whatever.

9. Where the land on which the pavement or culvert is to be constructed does not belong to the owner of the house, mere sanction of the Cantonment Board for such construction shall not be deemed to confer on the owner any claim or title whatsoever to such land. The applicant shall furnish a declaration in the form set forth in the Appendix to these bye-laws.

10. A contravention of any of the provisions of these bye-laws shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention, with an additional fine which may extend to ten rupees for every day during which such contravention continues after conviction for the first such contravention.

APPENDIX

DECLARATION

I/We.....owner(s) of the House/Bungalow No..... Cantonment, do hereby declare that I/we have been permitted to construct a culvert and pavement for the purpose of ingress to and egress from the said House/Bungalow No..... on the land described in the Schedule hereunder written on the understanding that I and my/we and our heirs, successors and assigns are merely licensees and that Government's/Cantonment Board's right to the free hold of land is not affected and that the sanction given is subject to the provisions laid down in the bye-laws.

In witness whereof I/we have hereunto set out hand on the..... day of..... 195 :

SCHEDULE

Signed by in the presence of

[No. F.12/12|G/L&C/58/1490-G/D(C&L).]

S.R.O. 163, dated 9th June 1959.—The following bye-laws for the regulation and control of loud speakers in the Jabalpur Cantonment, made by the Cantonment Board, Jabalpur, in exercise of the powers conferred by clauses (28), (38) and (39) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously

published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

**BYE-LAWS FOR THE REGULATION AND CONTROL OF LOUD-SPEAKERS,
IN THE JABALPUR CANTONMENT**

1. Except with the permission of the Executive Officer and on such conditions as may be imposed under these bye-laws, no person shall make use of any loud-speaker whether stationary or fitted to any motor lorry or other moving vehicle, within the limits of the Jabalpur Cantonment:

Provided that no such permission shall be necessary for the use of any loud-speaker for any purpose which is official in the opinion of the Executive Officer:

Provided further that the use of any loud-speaker for commercial or advertisement purposes may be allowed by the Executive Officer within such areas of the Cantonment and during such hours as may be fixed by the Cantonment Board from time to time.

Explanation—In these bye-laws, 'loud-speaker' includes any electrically or mechanically operated means of producing loud noises.

2. All applications for obtaining permission shall be submitted to the Executive Officer who may, with due regard to public safety and convenience, in his discretion refuse or grant permission and in granting such permission he may impose any reasonable conditions in respect of the use of the said apparatus. The Board may from time to time lay down instructions for the guidance of the Executive Officer in the matter.

3. Any permission given or condition imposed under these bye-laws may be withdrawn or varied by the Executive Officer where such withdrawal or variation appears necessary in the interest of the public. Every permission given under these bye-laws shall be subject to such Magisterial orders as may be issued in any emergency.

4. Any person aggrieved by an order of the Executive Officer, made under these bye-laws, may appeal to the Cantonment Board, within ten days from the date of communication of such order to him.

PENALTY

5. Any breach of the provisions of any of these bye-laws shall be punishable with fine which may extend to one hundred rupees, and in the case of a continuing contravention with an additional fine which may extend to five rupees for every day during which such contravention continues after conviction for the first of such contravention.

[No. F. 12/32/G/L&C/58/1548-G/D(C&L).]

S. D. CHATTERJEE, Under Secy.

